REMARKS

Applicant respectfully requests allowance of the subject application. Claim 1 has been amended to include the limitations of dependent claim 4. Claim 8 has been amended to include the limitations of dependent claim 9. Claim 17 has been amended to include the limitations of claim 18. Claim 20 has been amended to include the limitations of claim 21. Claim 22 has amended to include the limitations of claim 24. Claims 4, 9, 18, 21 and 24 are cancelled. Claims 1-3, 5-8, 10-17, 19-20 and 22-23 are pending. In view of the following remarks, Applicant respectfully requests that the rejections be withdrawn and the application be forwarded along to issuance

§ 103(a) Rejections

Claims 14-16 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Rodriguez. The Applicant respectfully disagrees.

Claim 14 recites a computer-readable medium comprising computer-executable instructions that, when executed, direct a computing system to:

- sort program data for an electronic program guide according to stopped names of program titles; and

- store the program data in a data structure for delivery to a remote client.

These features are not disclosed, taught or suggested by the references of record, alone or in combination.

The Office, in rejecting this claim correctly states that "Rodriguez fails to teach the sorting of the name in the title field as a form of a stopped name version of the program name in the title field". *Office Action Dated March 11, 2005, Page 5.* However, the Office then incorrectly asserts the following:

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The stopped name version of the program name in the title field can be interpreted as the name in the title field (page 13, paragraph [0091]). At the time the invention was made, it would have been obvious to one of ordinary skill in the art to sort the program records according to the name in the title field in order to coalesce program data sets into one, and organize into a format suitable for reception and interpretation by the EPG application running on the digital home communication terminal. *Office Action Dated March 11, 2005, Page 5.*

This is not the case. The portion of Rodriguez asserted by the Office is excerpted as follows for the sake of convenience:

[0091] EPG data typically spans program information for the complete channel line-up, be it hundreds or possibly thousands of channels, for a pre-specified time-window (e.g., 14 or 30 days). An individual service (e.g., NBC, HBO, Video-On-Demand, Email) is typically associated with each channel. Since the duration of programs vary and is typically from 30 minutes to 150 minutes, a channel could possibly offer 48 programs per day. If program durations are as short as five minutes, this could result in over 100 programs per day. Considering the number of programs per day for each channel, the number of channels, and the number of days of program information, the EPG data can demand an amount of memory that surpasses the typical memory limits of a low-cost, high-volume subscriber device. Alternatively, depending on the processor capabilities of the DHCT 14, it may be more efficient to perform sorting operations on the EPG data at the headend 26. In such embodiments the EPG Server 220 (FIG. 3A) or BFS server 228 includes EPG data for multiple sorts such as program theme or title, all of which can be simultaneously accessed and downloaded into a DHCT 14. In such a configuration, the memory requirements for the EPG database are much greater. *Rodriguez , Paragraph 91.*

Although the above referenced portion mentions EPG data for a title, the asserted portion makes no mention whatsoever of a "stopped names of program titles" as recited in claim 14.

Beginning at page 12 of the subject application, an exemplary use of stopped names is discussed. For example, in one implementation, the data sorter 222 arranges EPG data in the program tables alphabetically according to the "stopped name" of the program. The "stopped name" of a program is the shortened version of the program title that contains the identifying words, without common joiner words such as "the", "and", etc. For example, the movie "The Good, The Bad, and The Ugly" might have a stopped name of "Good, Bad, Ugly" and the program "How the West was Won" might have a stopped name of "West Won".

Rodriguez does not teach or suggest anything beyond the mention of a title, which is contrary to the Office's assertion of a relationship between names and titles. It should also be noted that this asserted relationship by the Office does not appear in Rodriguez. Further, contrary to the Office's assertion, Rodriguez does not include motivation as to why such a sorting arrangement would be desirable, e.g., Rodriguez does not teach or suggest that the title is insufficient. Indeed, the Office itself seems to agree. The Office asserts that "[Rodriquez] fails to teach of sorting the name in the title field as a form of a stopped name version". *See Office Action Dated October 19, Page 10.* The Office then makes the unsupported assertion that at "the time of the invention it would have been obvious to a person of ordinary skill in the art to sort the records according to the name in the title field in order to coalesce program data sets into one and to organize it into a format suitable for reception and interpretation by the EPG application running on the

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digital home communication terminal." *Id.* The Office, however, does not provide any support whatsoever for this assertion, which is especially notable because the Office admits that such a teaching cannot be found in Rodriguez.

It is respectfully submitted that absent the present Application, Rodriguez does not teach or suggest the above recited features, including "stopped names of program titles". Accordingly, a *prima facie* case of obviousness has not been established, and withdrawal of the rejection with respect to claim 14 is respectfully requested.

Claim 15 depends directly from claim 14 and is allowable as depending from an allowable base claim. This claim is also allowable for its own recited features which, in combination with those recited in claim 14, are neither shown nor suggested in the references of record, either singly or in combination with one another.

Claim 16 recites a data structure stored on a computer-readable medium including:

- multiple tables to store program data for use in an electronic program guide;

- the tables comprising program tables composed of records with programming information, the program tables having a title field to hold program titles; and

- the records of the program tables being sorted by stopped name versions of the program titles.

These features are not disclosed, taught or suggested by the references of record, alone or in combination.

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The Office, in rejecting this claim, again asserts Rodriguez at paragraph [0091] for support of "stopped name version of the program titles". As previously described in relation to claim 14, however, although Rodriguez mentions EPG data for a title, Rodriguez does not teach or suggest anything more beyond the mention of a title. Indeed, the Office even admits that "[Rodriquez] fails to teach of sorting the name in the title field as a form of a stopped name version". *See Office Action Dated October 19, Page 10.* It is respectfully submitted that absent the present Application, Rodriguez does not teach or suggest the above recited features, including "stopped name versions of program titles" as recited in claim 16. Accordingly, a *prima facie* case of obviousness has not been established, and withdrawal of the rejection with respect to claim 16 is respectfully requested.

Claim 1 has been amended, and as amended (portions of the amendment appear in bold/italics below) recites a method comprising:

- storing program data for an electronic program guide in multiple tables, each table comprising one or more records with one or more fields and at least two said tables are related such that one said record in one said table indexes another said record in another said table; and
- sorting the records in the tables according to a selected field type prior to delivery of the program data to a remote client, *wherein the records comprise program records containing programming information, individual program records having a title field to identify a program name, and the sorting comprises arranging the program records in the tables according to a stopped name version of the program name in the title field.*

Support for the amendment may be found throughout the specification and drawings as filed, such as in originally filed claim 4.

As previously described in relation to claim 14, however, although Rodriguez mentions EPG data for a title, Rodriguez does not teach or suggest anything more beyond the mention of a title. Indeed, the Office even admits that "[Rodriquez] fails to teach of sorting the name in the title field as a form of a stopped name version". *See Office Action Dated October 19, Page 10.* Accordingly, withdrawal of the rejection is respectfully requested.

Claims 2-3 and **5-7** depend either directly or indirectly from claim 1 and are allowable as depending from an allowable base claim. These claims are also allowable for their own recited features which, in combination with those recited in claim 1, are neither shown nor suggested in the references of record, either singly or in combination with one another.

Claim 8 has been amended, and as amended (portions of the amendment appear in bold/italics below), recites a method for delivering program data for an electronic program guide executing at a remote client, the method including:

- storing program data for an electronic program guide in multiple tables, the tables comprising one or more program tables with records of programming information, the program tables having a title field for program titles, and one said record in one said table indexes another said record in another said table;

- sorting the records in the program tables according to the title field, *wherein the sorting comprises arranging the records according to stopped name versions of program names in the title field;* and

- constructing a data file to hold the tables.

Support for the amendment may be found throughout the specification and drawings as filed, such as in originally filed claim 9.

As previously described, however, although Rodriguez mentions EPG data for a title, Rodriguez does not teach or suggest anything more beyond the mention of a title. Indeed, the Office even admits that "[Rodriquez] fails to teach of sorting the name in the title field as a form of a stopped name version". *See Office Action Dated October 19, Page 10.* The other references do not correct this defect, alone or in combination. Therefore, withdrawal of the rejection is respectfully requested.

Claims 10-13 depend either directly or indirectly from claim 8 and are allowable as depending from an allowable base claim. These claims are also allowable for their own recited features which, in combination with those recited in claim 8, are neither shown nor suggested in the references of record, either singly or in combination with one another.

Claim 17 has been amended, and as amended (portions of the amendment appear in bold/italics below), recites a computer system including:

- a memory;

- a processor coupled to the memory; and

- a data sorter program stored in memory and executed on the processor to sort electronic program guide (EPG) data according to a data type into records arranged in multiple tables, at least two said tables are related such that one said record in one said table indexes another said record in another said table, prior to delivery of the EPG data to a remote client, *wherein the data type is a program title, and the data*

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sorter program is configured to sort the EPG data according to a

stopped name version of the program title.

Support for the amendment may be found throughout the specification and drawings as filed, such as in originally filed claim 18.

As previously described, however, although Rodriguez mentions EPG data for a title, Rodriguez does not teach or suggest anything more beyond the mention of a title. Indeed, the Office even admits that "[Rodriquez] fails to teach of sorting the name in the title field as a form of a stopped name version". *See Office Action Dated October 19, Page 10.* It is respectfully submitted that absent the present Application, Rodriguez does not teach or suggest the above recited features. The other references do not correct this defect, alone or in combination. Accordingly, withdrawal of the rejection is respectfully requested.

Claim 19 depends directly from claim 17 and is allowable as depending from an allowable base claim. This claim is also allowable for their own recited features which, in combination with those recited in claim 17, are neither shown nor suggested in the references of record, either singly or in combination with one another.

Claim 20 has been amended, and as amended (portions of the amendment appear in bold/italics below), recites a processing system including:

- sorting means for sorting program data for an electronic program guide according to a data type that a viewer is likely to search, wherein the program data is sorted into multiple tables, at least one said table includes a record that indexes a record in another said table, *wherein the sorting means sorts the program data according to stopped names of program titles*; and

- transmission means for transmitting the sorted program data to the client.

Support for the amendment may be found throughout the specification and drawings as filed, such as in originally filed claim 21.

As previously described, however, although Rodriguez mentions EPG data for a title, Rodriguez does not teach or suggest anything more beyond the mention of a title. Indeed, the Office even admits that "[Rodriquez] fails to teach of sorting the name in the title field as a form of a stopped name version". *See Office Action Dated October 19, Page 10.* It is respectfully submitted that absent the present Application, Rodriguez does not teach or suggest the above recited features. The other references do not correct this defect, alone or in combination. Accordingly, withdrawal of the rejection is respectfully requested.

Claim 22 has been amended, and as amended (portions of the amendment appear in bold/italics below), recites a television entertainment system including:

- multiple clients to receive television signals and corresponding program data for an electronic program guide (EPG), individual clients having a search engine to search the program data; and
- an EPG server to sort the program data prior to delivery to the client, the program data being sorted according to a selected parameter to place the program data in a sorted arrangement to facilitate searching at the client, wherein the sorted arrangement includes a record for the selected parameter that indexes another record for another parameter, *wherein the EPG server sorts the program data according to stopped name versions of program titles.*

Support for the amendment may be found throughout the specification and drawings as filed, such as in originally filed claim 24.

As previously described, however, although Rodriguez mentions EPG data for a title, Rodriguez does not teach or suggest anything more beyond the mention of a title. Indeed, the Office even admits that "[Rodriquez] fails to teach of sorting the name in the title field as a form of a stopped name version". *See Office Action Dated October 19, Page 10.* It is respectfully submitted that absent the present Application, Rodriguez does not teach or suggest the above recited features. The other references do not correct this defect, alone or in combination. Accordingly, withdrawal of the rejection is respectfully requested.

Claims 23 and **25-26** depend either directly or indirectly from claim 22 and are allowable as depending from an allowable base claim. These claims are also allowable for their own recited features which, in combination with those recited in claim 22, are neither shown nor suggested in the references of record, either singly or in combination with one another.

Conclusion

All of the claims are in condition for allowance. Accordingly, Applicant requests a Notice of Allowability be issued forthwith. If the Office's next anticipated action is to be anything other than issuance of a Notice of Allowability, Applicant respectfully requests a telephone call for the purpose of scheduling an interview.

Respectfully Submitted,

Dated: 11/11/5

By: _____
William J. Breen III
Reg. No. 45,313
(509) 324-9256 x249

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